IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO.281 OF 2006
IN
COMPANY APPLICATION NO.60 OF 2005
IN
COMPANY PETITION NO.125 OF 1999

Mrs.Kusumben Shah
& Anr. ..Appellants.
(Orig.Applicants)

Vs.

M/s.Balkrishna
Industries & Anr. ..Respondents.
(Orig.Respondents)

Mr.Ajay Fernandes with Mr.Jayesh Vyas i/b.M/s.Bilawala & Co. for the Appellants.

Mr.S.D.Patil, Sr.Assistant of the Official Liquidator present.

CORAM: DR.S.RADHAKRISHNAN AND S.J.VAZIFDAR, JJ.
DATED: 25TH JULY, 2006

P.C. :

Heard learned counsel for the Appellants. The representative of the official liquidator is personally present.

2. We have perused the impugned order dated 15.7.2005. After hearing the learned counsel for the Appellants for some time, the representative of the official liquidator states that the above company was finally ordered to be wound up by an order dated 4.8.2005, passed by this Court.

3. The representative of the official liquidator states that he will hand over vacant and peaceful possession of the premises within a period of four weeks from today as the same is not required for the purpose of winding up.

4. For the claim of arrears of rent, the Appellants are at liberty to move the official liquidator and file an application in that behalf. In view thereof, the Applicant need not deposit a sum of Rs.10,000/- to the official liquidator as directed in the impugned order.

5. Appeal stands disposed of accordingly.

(DR.S.RADHAKRISHNAN, J.)

(S.J. VAZIFDAR, J.)